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5 Attorney for Defendant
DONELL HATCHER
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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

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12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 vs.

15 DONELL HATCHER,

16 Defendant
17 _____/

CR. 92-0001-WS

**STIPULATION TO REVISE THE
BRIEFING SCHEDULE AND TO
CONTINUE THE DATE FOR
HEARING ON THE BOND
FORFEITURE**

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19 Defendant DONELL HATCHER, by and through his counsel of record
20 Randy Sue Pollock, and Assistant U.S. Attorney Denise Barton hereby stipulate and agree
21 that the briefing schedule be changed to allow the defense to file its brief on August 3,
22 2009, the government shall file its opposition by August 17, 2009; and any reply brief
23 shall be filed by August 24, 2009. The hearing on this motion shall be on September 17,
24 2009 at 10 a.m.

25 This continuance is at the request of the defense to allow an independent counsel
26 to advise Montel Hatcher, defendant's brother who has the power of attorney for his
27 father, the surety in the case, regarding the issue pending before this court. There is a
28 question whether Donell Hatcher has standing to make a motion to set aside the bond

1 forfeiture and his counsel has a conflict in providing legal advice to Montel Hatcher.
2 Michael Stepanian is familiar with the facts in this case and has agreed to confer with
3 Montel Hatcher regarding the merits of this motion. Mr. Stepanian is unavailable to
4 appear at the hearing on August 20, 2009.

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6 Date: July 28, 2009


Randy Sue Pollock
RANDY SUE POLLOCK
Counsel for Defendant
DONELL HATCHER

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10 Date: July 28, 2009

Denis Barton
DENISE BARTON
Assistant United States Attorney

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14 SO ORDERED:

15 July 29, 2009

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18 WILLIAM B. SHUBB
19 UNITED STATES DISTRICT JUDGE
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